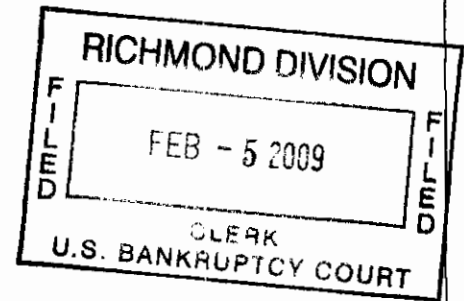


SATCHIDANANDA MIMS  
P.O. BOX 19304  
OAKLAND, CA 94619  
510-530-6345

("Creditor") In Pro Se



**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA**

In re:  
CIRCUIT CITY STORES, INC., et al.  
Debtor(s).

Case No.: 08-35653-KRH

Chapter 11

(Jointly Administered)

**CREDITOR'S MOTION FOR LEAVE TO  
ATTEND HEARING TELEPHONICALLY**

**DATE:** February 13, 2009

**TIME:** 10:00 a.m.

**DEPT:** Room 5000

**JUDGE:** Honorable Kevin R. Huennekens

**MOTION FOR LEAVE OF COURT TO ATTEND HEARING BY TELEPHONE**

Satchidananda Mims a.k.a. Satchi Mims a ("creditor") in pro se in the above-captioned chapter 11 cases pursuant to the Court's Order Pursuant to Bankruptcy Code Sections 102 and 105, Bankruptcy Rules 2002 and 9007, and Local Bankruptcy Rules 2002-1 and 9013-1 Establishing Certain Notice, Case Management, and Administrative Procedures, hereby moves for leave of Court to attend the February 13, 2009 hearing by telephone. In support thereof, Creditor states as follows:

1. On November 10, 2008 (the "Petition Date"), the above-captioned debtors and debtors-in-possession (collectively, "Debtors"), filed voluntary petitions in this Court for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code").

2. On November 13, 2008, the Court entered an Order Pursuant to Bankruptcy Code Sections 102 and 105, Bankruptcy Rules 2002 and 9007, and Local Bankruptcy Rules 2002-1 and 9013-1 Establishing Certain Notice, Case Management, and Administrative Procedures (the,

1 "Order"). On page 5 of Exhibit A, the Order states: "g) upon request, the Court may allow  
2 counsel to listen to a hearing by telephone. If a matter is contested, counsel must attend in  
3 person, unless leave of the court is granted on a case by case basis."

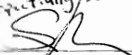
4 3. On or about January 27, 2009 Creditor filed a motion for relief from the automatic  
5 stay put into place by Debtors Chapter 11 Bankruptcy filing. The motion was filed requesting to  
6 continue pending litigation in the Superior Court of California for the County of Alameda. The  
7 hearing date was initially set for February 18, 2009 and was amended to reflect the courts  
8 omnibus hearing date of February 13, 2009.

9 4. Creditor will be unable to attend the hearing, because he lives thousands of miles  
10 away in the state of California and the hearing is in the state of Virginia. Furthermore, he has no  
11 adequate form of transportation and does not have the financial resources to travel to the hearing  
12 In addition Creditor's employer only grants limited time off with pay and taking time off from  
13 work without pay to travel from California to Virginia for the February 13, 2009 hearing would  
14 cause Mr. Mims undue financial hardship.

15 5. Based on Mr. Mims ("Creditor") being in pro se, and his unique knowledge of the  
16 facts and legal arguments in this case, the ends of justice will be served by allowing Mr. Mims to  
17 appear by telephone.

18 **WHEREFORE**, Creditor respectfully request that this Court grant its Motion and enter  
19 an Order substantially in the form annexed hereto permitting Mr. Mims to appear and be heard  
20 by telephone at the hearing on February 13, 2009 and grant such other relief as necessary and  
21 appropriate.

22  
23 Dated this 2<sup>nd</sup> day of February, 2009

24  
25 *Respectfully submitted,*  
26   
27 SATCHIDANANDA MIMS  
28 a.k.a. Satchi Mims  
("Creditor") In pro se

SATCHIDANANDA MIMS  
P.O. BOX 19304  
OAKLAND, CA 94619

510-530-6345

("Creditor") In Pro Se

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA

In re:	Case No. 08-35653-KRH
CIRCUIT CITY STORES, INC., et al.	Chapter 11
Debtor(s)	(Jointly Administered)
	<b><i>Declaration of Service by Mail</i></b>
	<b>[Proof of Service]</b>
	<b>DATE:</b> February 13, 2009
	<b>TIME:</b> 10:00 a.m.
	<b>DEPT:</b> Room 5000
	<b>JUDGE:</b> Honorable Kevin R. Huennekens

**Proof Service**

Ms. Akenduca Beasley, the undersigned, hereby declares:

I am a citizen of the United States. I am over the age of 18 years and not a party to within action.

On February 03, 2009, at the direction of Satchidananda Mims a.k.a Satchi Mims, ("Creditor") in

Pro Se, I served a copy of this Motion For Leave to Attend Hearing by telephone, upon each party required to receive notice under Local Bankruptcy Rule 4001(a)-1(E) (1), postage thereon fully prepaid, a true copy of thereof as follows:

Counsel to the Debtors  
Dion W. Hayes, Esq.  
Douglas M. Foley, Esq.  
McGuire Woods LLP  
One James Center  
901 E. Cary Street  
Richmond, VA 23219

Counsel to the Debtors  
Gregg M. Galarati, Esq.  
Ian S. Fredericks, Esq.  
Skadden, Arps, Slate, Meagher & Flom, LLP  
One Rodney Square  
PO Box 636  
Wilmington, DE 19899-0636

Counsel to the Debtors  
 Timothy G. Pohl, Esq.  
 Chris L. Dickerson, Esq.  
 Skadden, Arps, Slate, Meagher & Flom LLP  
 333 West Wacker Drive  
 Suite 2000  
 Chicago, IL 60606

United States Trustee  
 Robert B. Van Arsdale, Esq.  
 Office of the United States Trustee  
 Richmond, Virginia Office  
 701 East Broad Street, Suite 4304  
 Richmond, VA 23219-1888

Official Committee of Unsecured Creditors

Alan J. Kornfeld, Esq.  
 Brad R. Godshall, Esq.  
 Gillian N. Brown, Esq.  
 Jeffrey N. Pomerantz, Esq.  
 Pachulski Stang Ziehl & Jones, LLP  
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John D. Fiero, Esq.  
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 Lynn L. Tavenner, Esq.  
 Paula S. Beran, Esq.  
 Tavenner & Beran, PLC  
 20 North Eighth Street, Second Floor  
 Richmond, VA 23219

Official Committee of Unsecured Creditors

Robert J. Feinstein, Esq.  
 Pachulski Stang Ziehl & Jones LLP  
 780 Third Ave, 36th Floor  
 New York, NY 10017

I declare under penalty of perjury that the foregoing is true and correct.

Service Executed at Oakland, California on February 03, 2009.

Dated this 3<sup>rd</sup> day of February, 2009

  
 AKENDUCA BEASLEY

**SATCHIDANANDA MIMS**

P.O. BOX 19304 ~ Oakland, California 94619

(510) 530-6345

smims21@hotmail.com

February 2, 2009

Attn: William C. Redden, Clerk of the Court  
U.S. Bankruptcy Court  
701 East Broad Street  
Richmond, VA 23219-1888

**Re: In re: Circuit City Stores, Inc., et al.**

Dear sir or madam:

Please file the Motion for leave to attend the court hearing telephonically, endorse the copy and place it in the return addressed envelope with postage prepaid already in your possession.

If you have questions or concerns feel free to contact me. Thanks to you for your prompt attention to this matter and your time.

Very truly yours,



Satchidananda Mims